

**Federal Defenders  
OF NEW YORK, INC.**

Southern District  
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David E. Patton  
*Executive Director*

*Southern District of New York*  
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*Attorney-in-Charge*

March 23, 2020

VIA ECF

The Honorable Paul Gardephe  
United States District Judge  
Southern District of New York  
United States Courthouse  
40 Foley Square  
New York, New York 10007

MEMO ENDORSED

The Government is directed to  
respond by March 30, 2020.

SO ORDERED.



Paul G. Gardephe  
United States District Judge  
March 24, 2020

Re: United States v. Joshua Olivo et al., 19 CR 738 (PGG)

Hon. Judge Gardephe:

In light of the public health crisis faced by the prison population and for the reasons outlined in the bail application of Mr. Olivo's co-defendant and brother, Pierre Greene at docket entry 21, I write to ask that Mr. Olivo be released from the MCC pursuant to bail conditions, including home incarceration.

Mr. Greene's submission outlines what is now well-known—the MCC is a tinderbox set to explode. All inmates who can be released, should be. Mr. Olivo is one such defendant. He poses neither a risk of flight nor is he a danger to the public, particularly in our current locked-down society. Other than a 2011 misdemeanor conviction, Mr. Olivo has no other criminal record. Like his co-defendant, he is expected to plead guilty pursuant to a plea agreement to violating 21 U.S.C. 841(b)(1)(B)—a non-violent, drug offense. Also like his brother and as the Court likely recalls from our last conference, Mr. Olivo is supported by a large family network.

Please release Mr. Olivo pursuant to appropriate bail conditions.

Respectfully submitted,

/s/

Julia L. Gatto  
Assistant Federal Defender  
Tel.: (212) 417-8750

cc: AUSA Ryan Finkel (via ECF)